

ORDINANCE NUMBER 3

SERIES 1953

In the Matter of the Vacation of that portion of the plat of South Elgin Addition to Elgin, Union County, Oregon, lying within the following described real property:

Commencing at a point on the west boundary line of the additional strip of ground conveyed to State of Oregon by Deed dated November 5, 1951 (Deed Book 191, Page 479) which point is 16.2 feet south and approximately 1173.0 feet east of the southwest corner of the southeast quarter of Section 15, Township 1 North, Range 39 East of the Willamette Meridian; and running thence north along the west line of the tract of land so conveyed to State of Oregon, 455.0 feet to the southeast corner of the parcel of land conveyed to Oregon State Board of Forestry September 12, 1939 (Deed Book 100, Page 430); thence westerly 217.8 feet; thence northerly 200 feet; thence easterly 217.8 feet (following the lines of said forestry tract); thence north 215.1 feet to the northwest corner of the additional strip conveyed to State of Oregon by deed referred to above; thence east 21 feet to the west line of the Wallowa Lake Highway (State Highway No. 82); thence northerly along the west line of said highway, 320 feet to the south line of Block 1 of South Elgin as originally platted; thence west 324.4 feet; thence south 30 feet to the center line of First Street as platted in South Elgin; thence west along the center of said First Street, 899.5 feet; thence south 24.5 feet to a point 1108.0 feet north of the southwest corner of the southwest corner of the southeast quarter of said section 15; thence north $89^{\circ} 49'$ west 666.0 feet; thence south $2^{\circ} 11'$ east 1108 feet to the south line of said section 15; thence east 666.0 feet to the quarter section corner of the south line of said section 15; thence south 8.0 feet; thence south $89^{\circ} 48'$ east along the north line of Elgin Canning Company property, 1173 feet to the point of beginning;

EXCEPTING the right of way of the Joseph Branch of O-W.R.R.&N. Company; and SUBJECT TO easements for telephone, electric transmission lines and pipe lines as same appear of record or exist on and across said premises.

AN ORDINANCE vacating that portion of the plat of South Elgin Addition to Elgin, Union County, Oregon, hereinabove described, with the exception of that portion of Birch Street (Formerly known as First Street) in said plat lying therein.

WHEREAS, the City Council of the City of Elgin, Oregon, by resolution Number 2 Series 1953, initiated vacation proceedings for the vacation of that portion of the plat of South Elgin Addition to Elgin, Union County, Oregon, according to the recorded plat thereof above described, and

WHEREAS, due notice of a hearing in connection with said vacation proceedings and of all objections, remonstrances or claims for damage as a result of said proposed vacation presented and filed with the City Recorder in writing prior thereto on the 1st day of July, 1953, at the hour of 7:30 o'clock P.M. in the City Council Chambers in the City Hall in Elgin, Oregon, has been given by posting and publication as required by statute as is shown by the affidavit of posting and affidavit of publication heretofore filed herein, and

WHEREAS the owners of a majority of the area affected have not objected in writing thereto, and

WHEREAS, such vacation will not substantially effect the market value of such property, and

WHEREAS, there are no city liens or taxes unpaid on the lands covered by the proposed plat vacation as is shown by the certificate heretofore filed herein, and

WHEREAS, objection has been made to the vacation of that portion of Elm Street, (formerly First Street) of the plat of south Elgin Addition to Elgin, Union County, Oregon, according to the recorded plat thereof, lying within that portion of the plat to be vacated has been made, and the Council being fully advised in the premises,

THE CITY OF ELGIN DOES ORDAIN AS FOLLOWS:

Section 1. That notice of time and place of hearing on the proposed plat vacation initiated by Resolution Number 2, Series 1953, has been given as provided by statute.

Section 2. That the owners of a majority of the area affected by said plat vacation have not objected in writing thereto.

Section 3. That the proposed plat vacation will not substantially effect the market value of property abutting any street area to be vacated.

Section 4. That there is filed in the office of the City Recorder a certificate showing that all city liens and all taxes have been paid on the lands covered by the portion of the plat to be vacated.

Section 5. That all of that portion of the plat of South Elgin Addition to Elgin, Union County, Oregon, according to the recorded plat thereof, except that portion thereof lying within Elm Street (formerly known as First Street), lying within the real property hereinafter described be and the same is hereby vacated, said real property being described as follows:

Commencing at a point on the west boundary line of the additional strip of ground conveyed to State of Oregon by Deed dated November 5, 1951 (Deed Book 91, Page 479) which point is 16.2 feet south and approximately 1173.0 feet east of the southwest corner of the southeast quarter of Section 15, Township 1 North, Range 39 East of the Willamette Meridian; and running thence north along the west line of the tract of land so conveyed to State of Oregon, 455.0 feet to the southeast corner of the parcel of land conveyed to Oregon State Board of Forestry September 12, 1939 (Deed Book 100, Page 430); thence westerly 217.8 feet; thence northerly 200 feet; thence easterly 217.8 feet (following the lines of said forestry tract); thence north 215.1 feet to the northwest corner of the additional strip conveyed to State of Oregon by deed referred to above; thence east 21 feet to the west line of the Wallowa Lake Highway (State Highway No. 82); thence northerly along the west line of said highway, 320 feet to the south line of Block 1 of South Elgin as originally platted; thence west 324.4 feet; thence south 30 feet to the center line of First Street as platted in South Elgin; thence west along the center of said First Street, 899.5 feet; thence south 24.5 feet to a point 1108.0 feet north of the southwest corner of the southwest corner of the southeast quarter of said section 15; thence north $89^{\circ} 49'$ west 666.0 feet; thence south $2^{\circ} 11'$ east 1108 feet to the south line of said section 15; thence east 666.0 feet to the quarter section corner of the south line of said section 15; thence south 8.0 feet; thence south $89^{\circ} 48'$ east along the north line of Elgin Canning Company property, 1173 feet to the point of beginning.

Attest: JP Miller City Recorder Passed and Adopted this 1st day of July, 1953, by 4 Councilmen voting therefor.

Approved this 1st day of July, 1953.

Recc. Roulet Mayor

BEFORE THE CITY COUNCIL OF THE CITY OF ELGIN, OREGON

In the matter of the vacation of that portion of the plat of South Elgin Addition to Elgin, Union County, Oregon, lying within the following described real property:

Commencing at a point on the west boundary line of the additional strip of ground conveyed to State of Oregon by Deed dated November 5, 1931 (Deed Book 91, Page 479) which point is 16.2 feet south and approximately 1173.0 feet east of the southwest corner of the southeast quarter of Section 15, Township 1 North, Range 39 East of the Willamette Meridian; and running thence north along the west line of the tract of land so conveyed to State of Oregon, 455.0 feet to the southeast corner of the parcel of land conveyed to Oregon State Board of Forestry September 12, 1939 (Deed Book 100, Page 430); thence westerly 217.8 feet; thence northerly 200 feet; thence easterly 217.8 feet (following the lines of said forestry tract); thence north 215.1 feet to the northwest corner of the additional strip conveyed to State of Oregon by deed referred to above; thence east 21 feet to the west line of the Wallowa Lake Highway (State Highway No. 82); thence northerly along the west line of said highway, 320 feet to the south line of Block 1 of South Elgin as originally platted; thence west 324.4 feet; thence south 30 feet to the center line of First Street as platted in South Elgin; thence west along the center of said First Street, 899.5 feet; thence south 24.5 feet to a point 1108.0 feet north of the southwest corner of the southwest corner of the southeast quarter of said section 15; thence north 89° 49' west 666.0 feet; thence south 20 11' east 1108 feet to the south line of said section 15; thence east 666.0 feet to the quarter section corner of the south line of said section 15; thence south 8.0 feet; thence south 89° 49' east along the north line of Elgin Canning Company property, 1173 feet to the point of beginning;

EXCEPTING the right of way of the Joseph Branch of O-W.R.R. & N. Company; and SUBJECT TO easements for telephone, electric transmission lines and pipe lines as same appear of record or exist on and across said premises.

CERTIFICATE OF CITY RECORDER AS TO TAXES

STATE OF OREGON)

COUNTY OF UNION) SS.

CITY OF ELGIN)

I, A. P. Miller do hereby certify that I am the duly appointed qualified and acting city recorder of the City of Elgin, Oregon, and that all City liens and all taxes on that portion of the plat of South Elgin Addition to Elgin, Union County, Oregon, to be vacated in the above entitled proceedings have been paid.

Dated this 1st day of July, 1953.

A. P. Miller
City Recorder